

ADDITIONAL RELIEF

Wherefore the plaintiff requests that the court grant the following relief in addition to that requested in the original complaint

1. The court enjoin the defendants preliminarily and perminantly from:
 - a) failing to provide copies of legal documents and legal reference materials, including copies reported and unreported of case decisions and sample pleadings for the benifit of the plaintiff and his attorney, copies of letters to public officials, copies to the press and copies of statutes and regulations.
 - b) from impeading or interfering with the use of the law library in any manner inconsistant with the least restrictive alternative appropriate to the plaintiff, or inconsistant with maximizing access to the library for the plaintiff and other prisoners.
2. The court grant a preliminary injunction enjoining the defendants from failingto immediately:

a) implementing the least restrictive conditions of confinement necessary for the plaintiff, which shall not be any more restrictive than the conditions of confinement at N.C.C.I. Gardner or alternatively return the plaintiff to N.C.C.I. Gardner to be held under the same conditions of confinement under which he was held immediately prior to his transfer to the M.T.C.

b) remove all restrictions on telephone calls made by the plaintiff and all other prisoners at the M.T.C., including the manner in which the plaintiff can pay for these calls.

c) comply with the minimum standards of fitness for human habitation by immediately ending double bunking in cells with less than 140 square feet of floor space and all other minimum standards of fitness for human habitation set out in 105 CMR 410.

d) allow the plaintiff and other prisoners at the M.T.C. to purchase and have a computer and a printer together with compact discs containing legal reference materials such as; Massachusetts Decisions, U.S. Supreme Court Decisions, Massachusetts General Law and the Code of Massachusetts Regulations

e) provide the plaintiff and all other prisoners at the M.T.C. with effective sex offender treatment without requiring the plaintiff to waive his right to not incriminate himself or waive his rights to confidential treatment.

3. Grant the plaintiff and all other prisoners at the M.T.C. damages in an amount equal to the unauthorized

27.

monetary exactions paid by the plaintiff as commissions on collect phone calls which have been paid to the General Fund of the Commonwealth.

4. Declair that M.G.L. c. 123A is unconstitutional as applied to the plaintiff and all other prisoners confined at the M.T.C. and order the immediate release of the plaintiff.


5. The court enjoin the defendants preliminarily and perminantly from subjecting the plaintiff and all other prisoners confined at the M.T.C. to a grievance process that does not comply with M.G.L. c. 127, § 38E.

6. Grant Stevens damages equal to the complete replacement of the medicine bag and its contents.

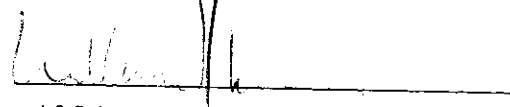
VERIFICATION

I, William G. Stevens M-85829, state under the pains and penalties of perjury that I have made all the factual allegations in the foregoing complaint as true and correct, with personal knowledge and observation.

DATED: 1/14/04


William G. Stevens

William G. Stevens,
Plaintiff, ProSe.


William G. Stevens, ProSe
Mass Treatment Center
30 Administration Rd.
Bridgewater, MA 02324

ADDITIONAL EXHIBITS

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AUGUST 26, 2004

WILLIAM G. STEVENS
M 85829 D-1

ROBERT MURPHY
SUPERINTENDENT MTC

RE CONVERSATION OF 8/18/04 "HAPPY HOUR"

ON AUGUST 18, 2004 DURING A SHAKEDOWN OF MY CELL, D-1-10, OFFICER MORETON OBSERVED MY PRAYER BAG. THE OFFICER THEN OPENED THE BAG AND DUMPED THE CONTENTS ON THE FLOOR OF THE CELL. DURING THE UNTYING OF THE BAG THE CORD SECURING IT WAS BROKEN.

IN 2000 I BEGAN THE WICCAN PRACTICES GROUP AT N.C.C.I GARDNER. THIS IN TURN CAUSED A WORKING RELATIONSHIP TO DEVELOP BETWEEN MYSELF AND THE LEADERS OF THE NATIVE AMERICAN GROUP AT N.C.C.I. AS A RESULT OF THIS POSITIVE RELATIONSHIP, THE OUTSIDE NATIVE AMERICAN VOLUNTEER AND THE CHIEF OF THE GROUP MADE ME A MEMBER OF THE NATIVE AMERICAN SPIRITUAL AWARENESS COUNCIL. SHORTLY AFTER, THE NATIVE AMERICANS OUTSIDE VOLUNTEER AND A HIGH PRIESTESS OF THE WICCAN FAITH ASSEMBLED AND PRESENTED ME WITH A BAG THAT CONTAINED ELEMENTS OF BOTH FAITHS IE: SEA SALT, CRUSHED WILLOW AND A STONE FROM THE WICCAN FAITH AND SAGE, PINE AND A STONE FROM THE NATIVE FAITH.

DUE, IN PART, TO THE LITIGIOUS NATURE OF THE NATIVE AMERICAN GROUPS THE SIZE, SHAPE AND COLOR OF THE PRAYER/MEDICINE BAGS HAS BEEN SPECIFICALLY

OUTLINED IN VARIOUS POLICIES AND IN THE MASSACHUSETTS DEPARTMENT OF CORRECTIONS RELIGIOUS SERVICE HANDBOOK. THE REASON GIVEN IN COURT FOR THE NECESSITY OF THESE LIMITATIONS WAS SO THAT D.O.C. OFFICERS COULD READILY IDENTIFY THE BAGS AND WOULD UNDERSTAND THEIR RELIGIOUS SIGNIFICANCE. IT WAS FURTHER ORDERED BY THE COURT AND ACQUIESCED TO BY THE D.O.C. THAT THE BAGS SHOULD NOT BE OPENED BY THE OFFICERS. THE OFFICER COULD ORDER THE INMATE TO OPEN THE BAG FOR INSPECTION AND IF THE INMATE REFUSED THE OFFICER WOULD CALL IN A RELIGIOUS EMPLOYEE OF THE D.O.C. IE; A CATHOLIC PRIEST, PROTESTANT MINISTER OR IMAM WHO WOULD OPEN THE BAG SHOWING THE PROPER REVERENCE FOR THE BAG, ITS CONTENTS AND THE NATIVE AMERICAN BELIEFS.

UPON RETURNING TO MY CELL AFTER THE SHAKEDOWN I OBSERVED THE DESCECATION OF THE BAG, THE MISSING CONTENTS AND THE BROKEN CORD. I PROCEEDED TO THE OFFICERS STATION AND CONFRONTED OFFICER MORETON. THE OFFICER INDICATED THAT HE DID OPEN THE BAG BUT HAD NO IDEA WHAT IT WAS OR THAT IT HELD ANY RELIGIOUS SIGNIFICANCE. WHEN I ATTEMPTED TO EXPLAIN THE POLICIES GOVERNING THESE BAGS HE DENIED ANY KNOWLEDGE OF THESE POLICIES. BEFORE LEAVING FOR THE LUNCH MEAL OFFICER MORETON QUESTIONED ME ABOUT MY RELIGION AND WHERE I HAD GOTTEN THE POLICIES FROM. I EXPLAINED AS BEST I COULD. OFFICER MORETON APPROACHED ME AGAIN AFTER LUNCH AND APOLOGIZED FOR WHAT WAS DONE. I BELIEVE OFFICER MORETON'S APOLOGY TO BE HONEST AND HEARTFELT AND ACCEPTED IT AS SUCH.

THIS PLACES THE GUILT SQUARELY ON THE

(3)
SHOULDERS OF M.T.C. ADMINISTRATION WHOSE JOB IT IS TO MAKE ITS OFFICERS AWARE OF THESE TYPES OF POLICIES. I KNOW THAT THE LEVEL OF COMPLAISANCE OF RESIDENTS HAS, IN THE PAST, ALLOWED A DEGREE OF LAXITY WITH REGARD TO THE FOLLOWING OF POLICIES OF THIS NATURE. THE "NEW BREED" OF RESIDENT IS BRINGING WITH IT A HIGHER DEGREE OF LITIGIOUSNESS AND LESS OF A WILLINGNESS TO LET THESE INCIDENTS PASS WITHOUT COMMENT.

AS MY RELIGIOUS AND CIVIL RIGHTS ARE VERY IMPORTANT TO ME I AM REQUESTING THAT A RESOLUTION BE AGREED TO BY M.T.C. ADMINISTRATION THAT WOULD ENSURE THE WIDEST DISSEMINATION OF THE APPLICABLE POLICIES AMONG M.T.C. EMPLOYEES. I SPECIFICALLY REQUEST THAT THE POLICY APPLICABLE TO THE INSTANT ISSUE BE READ AT THE BRIEFINGS OF ALL THREE SHIFTS ON THREE (3) CONSECUTIVE DAYS, THE POLICY BE POSTED ON THE BRIEFING ROOM BULLETIN BOARD AND THE I.M.S. COMPUTER SYSTEM AND FINALLY THAT NOTIFICATION OF THESE POSTINGS BE PLAYED ON WHATEVER THE M.T.C. EQUIVALENT OF THE 4 LINE OR INFORMATION NUMBER.

RESPECTFULLY,



WILLIAM G. STEVENS
M-85824

cc FILE

ATTORNEY DAY

KATHLEEN DELWENT

COMMONWEALTH OF MASSACHUSETTS

EXHIBIT 15

DEPARTMENT OF CORRECTION

Page 1

INMATE GRIEVANCE FORM**FORWARD TO INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)**

Name STEVENS WILLIAM G Grievance# 5562 Institution MASS. TREATMENT CENTER

Commit No. M85829 Housing D1 Date Of Incident 20040907 Date Of Grievance 20040907

Complaint On August 18 or 19 my cell was subjected to a shakedown by C/O Morton. During the course of this shakedown, C/O Morton observed my Medicine Bag hanging with my religious medalion. The Medicine Bag fell within the parameters regarding size shape and color as setforth in DOC policy. The officer chose to ignore the policy covering the search of Medicine Bags as setforth by DOC policy. During the search of the Bag, it was damaged and the contents, which were of religious significance, were desecrated when the officer poured them out onto the floor of the cell afterwhich he walked on them repeatedly during thr remainder of the shakedown, making them unidentifiabile and unusable.

Remedy Requested That the DOC replace the bag and its contents and provide me with the access to the time,space, and materials to cleans and consecrate the bag and it's contents.

Staff Recipient Edington Glenn E CO II

Staff Involved _____

Signature _____

RECEIPT BY INSTITUTIONAL GRIEVANCE COORDINATOR

Date Received 20040909 Decision Date 20041015

Signature *Edington Glenn E CO II

Final Decision APPROVED

Decision An investigation was conducted on this matter, where the Officer has been instructed on the proper handling / searching of religious items / property. The Superintendent has properly responded to the grievant in writing and there is no further pending action at this time.

Signature *Edington* Date 10-15-04

Denied grievances may be appealed to the Superintendent within 10 working days of Institution Grievance Coordinator's decision.

INMATE RECEIPT

Name STEVENS WILLIAM G Institution MASS. TREATMENT CENTER

Commit No. M85829 Grievance# 5562 Date Received 20040909

Signature. Edington Glenn E CO II

TO: William Stevens M 858 29
FROM: Sgt. Glenn Edington Sgt. Glenn Edington
DATE: 9-19-04
RE: EXTENSION OF TIME PERIODS

PER 103 CMR 491, INMATE RESIDENT GRIEVANCES, SECTION 491.18,
EXTENSION OF TIME PERIODS, THE TIME PERIODS REFERRED TO IN 103
CMR 491 FOR FILING A GRIEVANCE OR APPEAL OR FOR A RESPONSE TO
ANY INMATE/RESIDENT MAY BE EXTENDED FOR A LIKE PERIOD IF THE IGC
OR SUPERINTENDENT DETERMINES THAT THE INITIAL PERIOD IS
INSUFFICIENT TO MAKE AN APPROPRIATE DECISION OR IF THE
INMATE/RESIDENT PRESENTS A LEGITIMATE REASON FOR REQUESTING
AN EXTENSION. PER THE ABOVE CMR THE TIME EXTENSION FOR A
DECISION TO GRIEVANCE # 5562 IS BEING EXTENDED BY TEN
(10) WORKING DAYS.

A DECISION IS NOW PENDING, _____.

CC: MTC - IGC
INMATE/RESIDENT

D-1
EXHIBIT 15

Page 3

TO: William Stevens M85829

FROM: Sgt. Glenn Edington

DATE: 10-2-04

RE: EXTENSION OF TIME PERIODS

PER 103 CMR 491, INMATE RESIDENT GRIEVANCES, SECTION 491.18, EXTENSION OF TIME PERIODS, THE TIME PERIODS REFERRED TO IN 103 CMR 491 FOR FILING A GRIEVANCE OR APPEAL OR FOR A RESPONSE TO ANY INMATE/RESIDENT MAY BE EXTENDED FOR A LIKE PERIOD IF THE IGC OR SUPERINTENDENT DETERMINES THAT THE INITIAL PERIOD IS INSUFFICIENT TO MAKE AN APPROPRIATE DECISION OR IF THE INMATE/RESIDENT PRESENTS A LEGITIMATE REASON FOR REQUESTING AN EXTENSION. PER THE ABOVE CMR THE TIME EXTENSION FOR A DECISION TO GRIEVANCE # 5562 IS BEING EXTENDED BY TEN (10) WORKING DAYS.

A DECISION IS NOW PENDING, _____.

CC: MTC - IGC
INMATE/RESIDENT

MASSACHUSETTS TREATMENT CENTER

October 7, 2004

William Stevens, M85829
Unit D-1

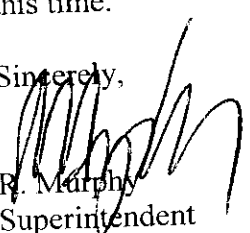
Dear Mr. Stevens,

I have received your letter of August 26, 2004 regarding a complaint that a correction officer inappropriately handled your religious item during a room search. You submitted the letter at my suggestion following a discussion we had prior to that date.

I have reviewed this matter and determined that the officer acknowledges that he was unfamiliar with your religious item. The officer has since been informed of the proper procedure for handling religious items.

Your complaint has been properly addressed and no further action is warranted at this time.

Sincerely,

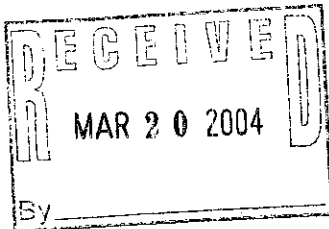


R. Murphy
Superintendent

Cc: file

EXHIBIT 17

Page 1



ATTACHMENT "A"

DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM
FORWARD TO THE INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)

SECTION "A"

NAME: William G. Stevens INSTITUTION: Mass. Treatment Center
 NUMBER: M-85829 HOUSING UNIT: D-1 DATE OF INCIDENT: Mar. 15, 2004
 COMPLAINT: Please see attached.

(ATTACH ADDITIONAL PAGE IF NECESSARY)

REMEDY
 REQUESTED: Please see attached.

INMATE SIGNATURE: [Signature] DATE: Mar. 15, 2004
 STAFF RECIPIENT: [Signature] DATE: 3-20-04
 DATE RECEIVED: 3-20-04

SECTION "B"

ASSIGNED GRIEVANCE NUMBER: 2004-3150

DECISION RENDERED: APPROVED
☒ DENIED

SUMMARY OF FINDINGS:

Grievance is denied
The Massachusetts Treatment Center subscribes to services
which provide updated cases as those cases become
available. There is no requirement that the MTC provide
copies of decisions for attorneys. You may cite the case
in your letter to your attorney for his reference.

IGC SIGNATURE: [Signature] DATE: 4-1-04
 (DENIED GRIEVANCES MAY BE APPEALED TO THE SUPERINTENDENT WITH 10 DAYS OF IGC'S DECISION.)

SECTION "C"

INMATE GRIEVANCE RECEIPT

INMATE NAME: Stevens, William INSTITUTION: MTC
 NUMBER: M85829 DATE RECEIVED: 3-20-04
 SIGNATURE (IGC): [Signature] TITLE: Sgt.

#3150

EXHIBIT 17

Page 2

Grievance regarding refusal of Law Library to copy a Supreme Court Decision.

On March 16, 2004, I submitted a letter to my lawyer in which I referenced the decision of Crawford v. Washington a brand new Supreme Court Decision which was issued on March 9, 2004. I wanted to enclose a copy of the decision which had been mailed into my cell mate Joel Pentlarge. At the present time Law Library has not received a copy of this decision. Because the decision potentially affects what materials the qualified examiners can review before interviewing me, the decision and my attorney's consideration of it is highly time sensitive.

My cell mate is unwilling to give up the only copy of this decision which he has. In addition there are many other prisoners in this correctional facility who may be directly impacted by this decision who would like to have a copy of it.

The librarian refused to copy this case citing 103 MTC VII, f. "Legal Book Materials will not be copied."

The code of Mass Regulations 103 CMR 478.11(4) provides

Photocopies

(a) Photocopying services shall be for the purpose of duplicating original legal documents and for the purpose of increasing access to the legal collection. The superintendent shall designate the staff members responsible for photocopying legal documents and legal reference materials.

This CMR which has the force of law makes it clear that law books, i.e. "legal reference materials", are to be copied for inmates as a way to increase access to the legal collection.

Access to the law library is severely restricted. Access is limited to between 2 and 3 hours per day, five days per week. One way to increase access to the legal collection is to allow prisoners to make copies of legal case decisions. This was allowed at Gardner. Allowing adequate access to the legal materials is required by Bounds v. Smith and Cepulonis v. Fair, 563 F.Supp. 659.

Please note that the Librarian also refused to make a copy of this grievance which is an original legal document and is absolutely required as prerequisite to filing any action against the DOC for failure to comply with the CMR's.

Relief Requested

The MTC procedural statement be changed to conform to 103 CMR 478.11(4) and the library begin copying legal reference materials including copies of Supreme Court decisions and original legal materials including grievances.

EXHIBIT 17

04-01-04 P03:1 Page 3

ATTACHMENT "C"

DEPARTMENT OF CORRECTION
INSTITUTION APPEAL FORM
FORWARD TO THE INSTITUTIONAL SUPERINTENDENT

SECTION A

NAME: William Stevens INSTITUTION: Mass. Treatment Center
NUMBER: M85829 HOUSING UNIT: D-1 DATE OF INCIDENT: 3/16/04

APPEAL: Denial of my grievance for refusal of the library to make a copy of a brand new U.S. Supreme Court Case Crawford v. Washington, which is very relevant to my case and which I wanted to send to my lawyer immediately.

(ATTACH ADDITIONAL PAGE IF NECESSARY)

REMEDY REQUESTED: Comply with 103 CMR 478.11(4), which is designed to guarantee my right to communicate with my attorney, and stop censoring the materials which I wish to send copies of to my attorney.

INMATE SIGNATURE: William Stevens DATE: 4/5/04

STAFF RECIPIENT: _____ DATE: _____

DATE RECEIVED: _____

SECTION B

ASSIGNED GRIEVANCE NUMBER: 2004-3150

ASSIGNED INSTITUTION APPEAL NUMBER: _____

DECISION RENDERED: ☐ APPROVED
☒ DENIED

SUMMARY OF FINDINGS:

MTC procedural statement to 103 CMR 478, states in 5. vii (f) 'legal books materials will not be copied. This language will not be revised and consistently is applied to all requests for legal copying.'

SUPERINTENDENT'S SIGNATURE: _____

DATE: 4/12/04

SECTION C

INMATE APPEAL RECEIPT Library Copy Griev.

INMATE NAME: William Stevens D-1 INSTITUTION: MTC

NUMBER: M85829 DATE RECEIVED: 4/12/04

RECEIPTING STAFF: Gerry Miranda TITLE: AAI

COMMONWEALTH OF MASSACHUSETTS

EXHIBIT 17

DEPARTMENT OF CORRECTION
INMATE GRIEVANCE APPEAL FORM
FORWARD TO SUPERINTENDENT

Page 4

Name STEVENS WILLIAM G Institution MASS. TREATMENT CENTER

Number M85829 Housing D1 Appeal Date 05-APR-2004 Date Of Grievance 15-MAR-2004

Appeal Received Date 12-APR-2004

Appeal denial of my grievance for refusal of the library to make copy of a brand new U.S. Supreme Court Case, Crawford v. Washington, which is very relevant to my case and which I wanted to send to my lawyer immediately.

Remedy comply with 103 CMR 478.11 (4), which is designed to guarantee my right to communicate with my attorney, and stop censoring the materials which I wish to send copies of to my attorney.

Requested Staff Edington Glenn E CO II

Recipient

Signature

DECISION BY SUPERINTENDENT

Appeal Received Date 12-APR-2004 Decision Date 14-APR-2004 Decision Denied

Decision By Murphy Robert F CO II

Reasons MTC procedural statement to 103 CMR 478 states in S.VII (f), "legal book materials will not be copied". This language will not be revised and consistently is applied to all requests for legal copying.

Signature

6/1/04 - In accordance with 103 CMR 491, I have reviewed grievance/grievance appeal #3150 concerning your request for a copy of a court case to send to your attorney.

Please be advised that I support the Superintendent's decision to deny your grievance, as your attorney has the means to review obtain court cases cited by you. Therefore, I concur that it is not necessary for you to provide your attorney with photocopies. Furthermore, because you have regular access to the library, you may copy the court case by hand or by utilizing available typewriters.



Kristie Ladouceur
Department Grievance Coordinator

Date

INMATE RECEIPT

Inmate's Name STEVENS WILLIAM G Institution MASS. TREATMENT CENTER

Number M85829 Appeal Received Date 12-APR-2004

Staff Edington Glenn E CO II

Recipient

Superintendent's Signature



Forensic
Health
Services
Incorporated

Informed Consent for Treatment

I, _____, understand that as a current resident/inmate of the Massachusetts Treatment Center, I will be given the opportunity to participate in treatment. I understand that if I choose to participate in treatment, I am aware of the following:

1. My treatment records may be reviewed by Qualified Examiners and other evaluators for court proceedings under MGL Chapter 123A to determine whether I am a Sexually Dangerous Person. The commitment period for Sexually Dangerous Persons is one day to life.
2. My treatment records may be reviewed by District Attorneys and defense attorneys for court proceedings under MGL Chapter 123A. FHS will comply with all D.O.C. regulations, State and Federal laws regarding the release of documents.
3. Therapists from the Massachusetts Treatment Center may be subpoenaed to appear in court at such hearings to address issues related to my participation in treatment.
4. Anything I say or disclose in treatment or in discussions with a therapist will not be confidential and could be used to evaluate my status for clinical, classification or commitment purposes.
5. I understand the above statements and I am choosing to participate in sex offender treatment voluntarily, knowing that there is no expectation of confidentiality.

Resident/Inmate Signature

Date

DOC ID #

Staff Signature (Witness)

Date

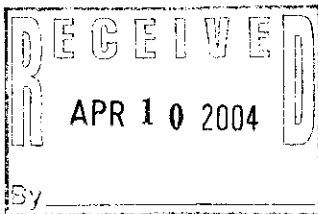


EXHIBIT 19

Page 1

ATTACHMENT "A"

DEPARTMENT OF CORRECTION
INMATE GRIEVANCE FORM
FORWARD TO THE INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)

SECTION "A"

NAME William Stevens INSTITUTION Mass. Treatment CenterNUMBER: M85829 HOUSING UNIT: D-1 DATE OF INCIDENT 4/8/04

COMPLAINT: When I was moved from N.C.C.I. to the MTC all of my property which I was not allowed to bring with me, was lost including but not limited to the items listed on the attached list.

(ATTACH ADDITIONAL PAGE IF NECESSARY)

REMEDY

REQUESTED: Replace or reimburse me for each of the items of property on the list.INMATE SIGNATURE: [Signature] DATE 4/8/04STAFF RECIPIENT: [Signature] DATE: 4/10/04DATE RECEIVED: 4-10-04

SECTION "B"

ASSIGNED GRIEVANCE NUMBER: 04-3362DECISION RENDERED: ☒ APPROVED
☒ DENIED

SUMMARY OF FINDINGS:

Grievance is denied. Information provided by NCCI Gardner, indicated grievant on the day of his release, brought no property from his housing unit, to the property Dept, as required. According to officers D. Labrack and K. Tardiff, grievant could not account for his property or it's whereabouts and had suggested it was either lost or stolen. Grievant had the responsibility to pick his own property and forward it to the property Dept, which he failed to do. cannot substantiate claim.

IGC SIGNATURE: [Signature] DATE: 5-6-04
(DENIED GRIEVANCES MAY BE APPEALED TO THE SUPERINTENDENT WITH 10 DAYS OF IGC'S DECISION.)SECTION "C" #3362

INMATE GRIEVANCE RECEIPT Lost Property Grievance

INMATE NAME: William Stevens INSTITUTION: M.T.C.NUMBER: M85829 DATE RECEIVED: 4-10-04SIGNATURE (IGC): [Signature] TITLE: Sgt.

LIST OF PROPERTY LOST

<u>MISSING ITEM</u>	<u>REPLACEMENT COST</u>
1 Lakewood Oscilating Fan	\$26.25
1 non Boiling Hot Pot	\$17.00
1 6' Extention Cord	\$ 1.31
1pr Nike Tennis Shoes	\$56.29
2 Decks Playing Cards	\$ 2.62
1 Bowl w/ Lid	\$.75
1 Vented Hair Brush	\$ 2.34
1 Photo Album	\$ 2.11
1 Combination Lock	\$ 6.19
1pr Sweat Pants	\$14.79
1pr Fleece Shorts	\$12.95
2pr Socks	\$ 3.30
2 T-Shirts	\$ 5.92
2 Boxer Shorts	\$ 6.32
1 Book Self Initiation into the Golden Dawn	\$34.95
1 Book Complete Book of Witchcraft	\$17.95
1 Book 21 Lessons of Merlyn	\$14.95
1 Book Astrology for Beginners	\$12.95
1 Book Sabbats	\$17.95
1 Book Wiccan Beliefs and Practiced	\$14.95
1 Book Witches God	\$19.00
1 Book Witches Goddess	\$18.00
Personal Papers	
Religious Papers	
Legal Papers	
Various Sundries	

TO: William Stevens M85829

FROM: Sgt. Glenn Edington

DATE: 4-23-04

RE: **EXTENSION OF TIME PERIODS**

PER 103 CMR 491, INMATE RESIDENT GRIEVANCES, SECTION 491.18, **EXTENSION OF TIME PERIODS**, THE TIME PERIODS REFERRED TO IN 103 CMR 491 FOR FILING A GRIEVANCE OR APPEAL OR FOR A RESPONSE TO ANY INMATE/RESIDENT MAY BE EXTENDED FOR A LIKE PERIOD IF THE IGC OR SUPERINTENDENT DETERMINES THAT THE INITIAL PERIOD IS INSUFFICIENT TO MAKE AN APPROPRIATE DECISION OR IF THE INMATE/RESIDENT PRESENTS A LEGITIMATE REASON FOR REQUESTING AN EXTENSION. PER THE ABOVE CMR THE TIME EXTENSION FOR A DECISION TO GRIEVANCE # 04-3362 IS BEING EXTENDED BY TEN (10) WORKING DAYS.

A DECISION IS NOW PENDING, _____.

CC: MTC - IGC
INMATE/RESIDENT

ATTACHMENT "C"

EXHIBIT 19

DEPARTMENT OF CORRECTION
INSTITUTION APPEAL FORM

Page 4

FORWARD TO THE INSTITUTIONAL SUPERINTENDENT

SECTION A

NAME: William Stevens INSTITUTION: MTC
 NUMBER: M-85829 HOUSING UNIT: D-1 DATE OF INCIDENT: 4/8/04
 APPEAL: Please see attached

(ATTACH ADDITIONAL PAGE IF NECESSARY)

REMEDY

REQUESTED: Replace or reimburse me for each of the items of property on the list attached to the original grievance.

INMATE SIGNATURE: *William Stevens* DATE: 5/12/04

STAFF RECIPIENT: _____ DATE: _____

DATE RECEIVED: _____

SECTION B

ASSIGNED GRIEVANCE NUMBER: 04-336L

ASSIGNED INSTITUTION APPEAL NUMBER: _____

DECISION RENDERED: APPROVED
☒ DENIED

SUMMARY OF FINDINGS:

Information received from NCI is credible. NCI has no record of resident having the property claimed on the day of transport to MTC.

SUPERINTENDENT'S
SIGNATURE: *[Signature]*

DATE: 5/17/04

SECTION C

INMATE APPEAL RECEIPT

INMATE NAME: William Stevens INSTITUTION: MTC
 NUMBER: M-85829 DATE RECEIVED: 05-13-2004
 RECEIPTING STAFF: *[Signature]* TITLE: AAI

May 12, 2004

Attachment to Grievance Appeal of William Stevens

The information provided by N.C.C.I. Gardner, which resulted in the denial of this grievance, is not supported by the easily verifiable facts.

1. "grievant on the day of his release, brought no property from his housing unit, to the property Dept. as required."

a. I was not informed of my being transferred from N.C.C.I. Gardner to MTC until approximately 1800hrs on Friday January 30, 2004. At this time the property department had been closed for 3+ hours, so I would not have been allowed to go to the property room. I was in fact given two (2) small trash bags by cellhouse officer Bruce Amadon and told to pack a "ditty bag" to take with me of about 1cu.ft. I felt at the time that clothing would be the most immediately important, so that is what I packed.

2. "According to officers David LaBrack and Kerry Tardiff, grievant could not account for his property or it's whereabouts and had suggested that it was either lost or stolen."

a. I was due to be released from D.O.C custody Saturday January 31, 2004, which did not happen. Therefore I would have had no reason to have had the alleged conversation with the afore mentioned officers. I further have no knowledge of ever having had any conversations or other interaction with these officers.

3. "Grievant had the responsibility to pack his own property and forward it to the property department, which he failed to do."

a. Had I been released during normal business hours, I would have been responsible for packing my own property and bringing it to the property department. However, I was not released until after 1900hrs, having spent the previous hour+ in the booking holding cell, after being rushed out of the cellhouse following my notification of impendent transfer to MTC.

I was assured by officer Amadon that my property would be transferred to the property room the following morning so it could be shipped to MTC.

These facts are easily verifiable from the following sources.

1. The time date stamp on the order for detention received by the transportation department the night of 1/30/04.

2. All applicable institutional census/incident logs from N.C.C.I. Gardner for the night of 1/30/04.

3. The log from MTC showing the time I was booked into the facility.

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May 12, 2004

Attachment to Grievance Appeal of William Stevens

4. The daily log for "B" - cellhouse, second floor, N.C.C.I. Gardner. This was my housing location prior to being transferred to MTC.

Pursuant to G.L.c.66, section 10, The Freedom of Information Act, I am requesting copies of each document or record which contains any information indicating when the D.O.C. was notified of the order for detention from the Barnstable Superior Court on Friday January 30, 2004, when N.C.C.I. Gardner was notified of my being transferred to the MTC, when transportation was notified and actually sent a car to Gardner to transport me, when the car actually arrived at Gardner and when I arrived at the MTC.

Should you see fit to grant my grievance, I will waive the foregoing Freedom of Information request.

COMMONWEALTH OF MASSACHUSETTS

EXHIBIT 20

DEPARTMENT OF CORRECTION

Page 1

INMATE GRIEVANCE FORM**FORWARD TO INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)**

Name STEVENS WILLIAM G Grievance# 5544 Institution MASS. TREATMENT CENTER

Commit No. M85829 Housing D1 Date Of Incident 20040903 Date Of Grievance 20040903

Complaint On Sept. 3, 2004, I attempted to enter the I.D.R. for the evening meal using the same method that I had used the previous 650 plus/minus times I have eaten there. At the entrance I was confronted by Lt. Benjamin who in a verbally aggressive manner informed me, (and many others residents), that he had changed the method of access to the IDR. The "new" chow hall rules were such that they would cause the most tension among and conflict between residents. Rather than face the high level of tension and potential conflicts with other residents, I chose not to eat in the IDR for that meal. As there were many other residents returning to their living units after this confrontation, I was apparently not the only one to feel that their safety would be in jeopardy if they ate in the IDR that night.

Remedy Requested As Lt. Benjamin has on many occasions in the past acted in an aggressive and confrontational manner when dealing with residents, I request that his duties be changed to eliminate his access to inmates/residents. Barring that resolution ensure that he is no longer put into a position to exercise control over access to the IDR.

Staff Recipient Edington Glenn E CO II

Staff Involved _____

Signature _____


RECEIPT BY INSTITUTIONAL GRIEVANCE COORDINATOR

Date Received 20040909 Decision Date 20040919

Signature Edington Glenn E CO II

Final Decision DENIED

Decision The Officer In Charge of the meal period, determines and directs the manner of the feeding line and is responsible for the security in maintaining the orderly and proper manner to which the line enters and seats itself within the Chow Hall. IDR staff is not precluded from the authority in directing the line population to an available or alternate area, when deemed necessary. Additionally, there is no authorized reserved seating for any member of the population. Your remedy requested is denied.

Signature  Date 9-19-04

Denied grievances may be appealed to the Superintendent within 10 working days of Institution Grievance Coordinator's decision.

INMATE RECEIPT

Name STEVENS WILLIAM G Institution MASS. TREATMENT CENTER

Commit No. M85829 Grievance# 5544 Date Received 20040909

Signature. Edington Glenn E CO II

COMMONWEALTH OF MASSACHUSETTS

EXHIBIT 21

DEPARTMENT OF CORRECTION

Page 1

INMATE GRIEVANCE FORM**FORWARD TO INSTITUTIONAL GRIEVANCE COORDINATOR (IGC)**

Name STEVENS WILLIAM G Grievance# 6078 Institution MASS. TREATMENT CENTER

Commit No. M85829 Housing D1 Date Of Incident 20040930 Date Of Grievance 20040930

Complaint Failure to process grievances timely. On Sept. 7, 2004, I put grievances number 5544, 5548, and 5562 in the institutional mail. I got back receipts on each of these dated Sept. 9, 2004. It has been seventeen working days since the receipt of these grievances and I have received no response. 103 CMR 491.01 (1) provides in the relevant portions that: (A) acknowledge receipt of the grievance form through a written notification to the inmate; (E) investigate the factual basis of the grievance and propose a resolution or deny the grievance, within ten working days from receipt of grievance.

Remedy Requested I request that my grievances be processed in accordance with the time requirements set out in the CMR.

Staff Recipient Edington Glenn E CO II

Staff Involved _____

Signature _____

RECEIPT BY INSTITUTIONAL GRIEVANCE COORDINATOR

Date Received 20041010 Decision Date 20041010

Signature Edington Glenn E CO II

Final Decision APPROVED

Decision Due to staffing irregularities and Institutional security needs, the Institution Grievance Coordinator was unavailable to provide finding(s), within the prescribed time frame. This matter to date, has been addressed and corrected. This Institution will adhere to the 103 CMR 491 procedures and does not anticipate further discrepancies.

Signature *Edington* Date 10-10-04

Denied grievances may be appealed to the Superintendent within 10 working days of Institution Grievance Coordinator's decision.

INMATE RECEIPT

Name STEVENS WILLIAM G Institution MASS. TREATMENT CENTER

Commit No. M85829 Grievance# 6078 Date Received 20041010

Signature Edington Glenn E CO II